

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte BRENT C. PARENT, AARON J. ROTH,  
PATRICK O'BRIEN and ANDY F. SUHY, JR.

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Application 09/504,343

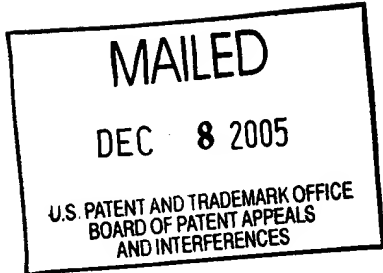
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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was received at the Board of Patent Appeals and Interferences on September 30, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A Supplemental Information Disclosure Statement (IDS) was filed May 31, 2005 (Paper No. 18). It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.



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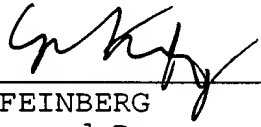
Further, a remand was mailed on June 27, 2005 to have the examiner sign and date the (IDS) filed May 31, 2005. The examiner sent in Paper No. 20 stating the IDS has been considered.

Accordingly, it is

**ORDERED** that the application is returned to the Examiner for such consideration of the Supplemental Information Disclosure Statement (sign and date Paper No. 18), and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: \_\_\_\_\_

  
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